

**COMPLAINT INVESTIGATION SUMMARY**

**COMPLAINT NUMBER:** 1668.00  
**COMPLAINT INVESTIGATOR:** John Hill  
**DATE OF COMPLAINT:** December 19, 2000  
**DATE OF REPORT:** January 18, 2001  
**REQUEST FOR RECONSIDERATION:** no  
**DATE OF CLOSURE:** February 7, 2001

**COMPLAINT ISSUES:**

Whether the Maconaquah School Corporation and the Kokomo Area Special Education Cooperative violated:

- 511 IAC 7-27-7(a) with regard to the school's alleged failure to implement the student's individualized education program (IEP) as written, specifically failing to implement accommodations (spelling, longer time to complete work, modified amount of work).
- 511 IAC 7-27-7(b) and 511 IAC 7-17-72 with regard to the school's alleged failure to ensure the student's teacher of record monitored the implementation of the student's IEP and ensured that modifications and accommodations were implemented in accordance with the IEP.

**FINDINGS OF FACT:**

1. The student is a twelve-year-old seventh-grader who has been determined eligible for special education and related services due to a Learning Disability.
2. The Student's IEP, dated September 5, 2000 states that the student is to receive the following accommodations:
  - a. additional time to complete assignments;
  - b. the opportunity to have his test read to him;
  - c. the opportunity to use a calculator; and
  - d. the opportunity to use a spell checker.
3. The documentation submitted by the school indicates that the student has consistently been given:
  - a. extended periods of time to complete work assignments;
  - b. the opportunity to have his test read to him;
  - c. the opportunity to use a calculator when needed; and
  - d. the opportunity to use a spell checker.
4. The documentation submitted by the school reveals that spelling errors are usually marked on the student's work assignments when graded. However, there are no deductions in the student's grade for the spelling errors other than on a spelling test.
5. The student's September 5, 2000, CCC Report/IEP and the student's current CCC Report/IEP, dated January 3, 2001 do not indicate an accommodation for a modified amount of work.

**CONCLUSION:**

Findings of Fact #3, #4 and #5 reflect that the school implemented the Student's IEP as written, specifically implementing the accommodations (extended time to complete work, opportunity to use calculator, opportunity to have tests read, no reduction in grade for spelling errors). Therefore, no violations of 511 IAC 7-27-7(a), 511 IAC 7-27-7(b) or 511 IAC 7-17-72 are found.

**The Department of Education, Division of Special Education requires no corrective action based on the Findings of Fact and Conclusions listed above.**